

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

BETTER MOUSE COMPANY, LLC,

Plaintiff,

v.

STEELSERIES APS, ET AL.,

Defendants.

CIVIL ACTION NO. 2:14-cv-198-RSP  
(Consolidated Lead Case)

**THIRD AMENDED DOCKET CONTROL ORDER**

Having reviewed the Motion to Amend the Docket Control Order and finding good cause therefor, the motion is GRANTED. It is hereby ORDERED that the following schedule of deadlines is in effect until further order of this Court:

Current Date	New Date	Case Event
Jan. 11, 2016	<i>Same</i>	*Jury Selection – 9:00 a.m. in <b>Marshall, Texas</b> before Judge Roy Payne
Dec. 14, 2015	<i>Same</i>	*Pretrial Conference – 9:00 a.m. in <b>Marshall, Texas</b> before Judge Roy Payne
Dec. 9, 2015	<i>Same</i>	*Notify Court of Agreements Reached During Meet and Confer  The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
Dec. 7, 2015	<i>Same</i>	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, and Responses to Motions <i>in Limine</i>

Nov. 30, 2015	<i>Same</i>	<p>*File Notice of Request for Daily Transcript or Real Time Reporting.</p> <p>If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov.</p>
Nov. 23, 2015	<i>Same</i>	<p>File Motions <i>in Limine</i></p> <p>The parties shall limit their motions <i>in limine</i> to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.</p>
Nov. 23, 2015	<i>Same</i>	Serve Objections to Rebuttal Pretrial Disclosures
Nov. 9, 2015	<i>Same</i>	Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
Nov. 2, 2015	<i>Same</i>	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
Oct. 5, 2015	<i>Same</i>	<p>*File Dispositive Motions or Motions to Strike Expert Testimony (including <i>Daubert</i> Motions)</p> <p>No dispositive motion or motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.</p>
Oct. 5, 2015	<i>Same</i>	Deadline to Complete Expert Discovery
<i>n/a</i>	Sept. 24, 2015	Serve Disclosures for Rebuttal Expert Witnesses (Damages)
Sept. 14, 2015	Sept. 17, 2015	Serve Disclosures for Rebuttal Expert Witnesses (Except For Damages)

<i>n/a</i>	Sept. 3, 2015	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof (Damages)
Aug. 24, 2015	Aug. 27, 2015	Deadline to Complete Fact Discovery and File Motions to Compel Discovery
Aug. 24, 2015	Aug. 27, 2015	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof (Except for Damages)
Aug. 17, 2015	<i>Same</i>	*Deadline to File Letter Briefs Regarding Dispositive Motions
Aug. 17, 2015	<i>Same</i>	Deadline to Complete Mediation  The parties are responsible for ensuring that a mediation report is filed no later than 5 days after the conclusion of mediation. <i>See</i> L.R. App. H.

**SIGNED this 19th day of August, 2015.**

  
 ROY S. PAYNE  
 UNITED STATES MAGISTRATE JUDGE